



10-30-06

IFW #

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 98-009-B1)

In the Application of:

Rodgers et al.

Serial No.: 09/658,315

Filing Date: September 8, 2000

For: Method of Promoting Erythropoiesis

Examiner: A. Gupta

Group Art Unit: 1653

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:

- a) Transmittal Letter;
- b) Response to Office Action mailed July 28, 2006 (3 sheets);
- c) Terminal Disclaimer (1 sheet);
- d) Return Receipt Postcard

2. With respect to fees:

- a) A check in the amount of \$130.00 is enclosed for the Terminal Disclaimer Fee.
- b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.

3. CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the papers, as described hereinabove, are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in a box addressed to: PO Box 1450, Alexandria, VA 22313-1450, on this 27th day of October, 2006. Express Mail No. EV839376837US.

Respectfully submitted,



David S. Harper, Ph.D.
Registration No. 42,636